

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
March 17, 2008**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., Chairperson
John Horn, L.P.N.

STAFF PRESENT: Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry Manager
Brenda Krohn, R.N., M.S., Deputy Executive Director, Medication Aide Registry Manager

OTHERS PRESENT: Emily Field, Adjudication Specialist
Amanda Mitchell, Adjudication Specialist (joined later)
Nursing students from Lynchburg College, Massanutten Technical Center, Chesterfield School of Practical Nursing, Piedmont Virginia Community College.

**CONFERENCES
SCHEDULED:** **Jennifer Ward, R.N. Reinstatement Applicant 0001-170523**
Ms. Ward appeared.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 9:20 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ward. Additionally, Mr. Horn moved that Ms. Power, Ms. Krohn and Ms. Field attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 9:30 A.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to issue an Order to reinstate the license of Jennifer Ward to practice a professional nurse and issue an unrestricted license.
The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Ward unless a written request to the Board for a

formal hearing on the allegations made against her is received from Ms. Ward within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

Ms. Krohn and Ms. Field left the meeting. Ms. Mitchell joined the meeting.

RECESS: The Board recessed at 9:30 A.M.

RECONVENTION: The Board reconvened at 10:05 A.M.

CONFERENCES
SCHEDULED: **Nannie M. Smith, C.N.A. Reinstatement Applicant 1401-008742**
Ms. Smith appeared.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:10 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Smith. Additionally, Mr. Horn moved that Ms. Power and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 11:30 A.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to issue an Order to reinstate the certificate of Nannie Smith to practice as a nurse aide and issue an unrestricted certification. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Smith unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Smith within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

Ms. Krohn rejoined the meeting.

CONFERENCES
SCHEDULED: **Shannon Patrick, R.N. Reinstatement Applicant 0001-135260**
Ms. Patrick appeared, accompanied by Jennifer Sears-Cockram, Case Manager, Health Practitioners Intervention Program.

CLOSED MEETING:

Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 11:55 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Patrick. Additionally, Mr. Horn moved that Ms. Power, Ms. Krohn and Ms. Mitchell attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:12 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to issue an order to reinstate the license of Shannon Patrick to practice as professional nurse and issue an unrestricted license contingent upon Ms. Patrick remaining in compliance with the terms of the monitoring contract with the Health Practitioners Intervention Program.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Patrick unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Patrick within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

Jodi P. Power, R.N., J.D.

Deputy Executive Director, Nurse Aide Registry Manager

VIRGINIA BOARD OF NURSING
INFORMAL CONFERENCE COMMITTEE
March 17, 2008

TIME AND PLACE: The meeting of the Informal Conference Committee of the Board of Nursing was convened at 9:30 A.M., in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., Chairperson
John Horn, L.P.N.

STAFF PRESENT: Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry Manager
Brenda Krohn, R.N., M.S., Deputy Executive Director, Medication Aide Registry Manager

OTHERS PRESENT: Tammie Jones, Adjudication Specialist
Nursing students from Lynchburg College, Massanutten Technical Center, Chesterfield School of Practical Nursing, Piedmont Virginia Community College.

CONFERENCES SCHEDULED: **Lasanthia Beswick, C.N.A. Applicant**
Ms. Beswick appeared.

CLOSED MEETING: Mr. Horn moved that the Informal Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(28) of the *Code of Virginia* at 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Beswick. Additionally, Mr. Horn moved that Ms. Power, Ms. Krohn and Ms. Jones attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 10:05 A.M.

Mr. Horn moved that the Informal Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to issue an Order to approve Lasanthia Beswick's application to take the NNAAP examination for certification as a nurse aide in Virginia and issue an unrestricted certificate upon successful completion of the exam.
The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Beswick unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Beswick

within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

ADJOURNMENT: The Board adjourned at 10:05 A.M.

Jodi P. Power, R.N., J.D.
Deputy Executive Director, Nurse Aide Registry Manager

Draft - Unapproved

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
March 17, 2008**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 1:33 P.M. on March 17, 2008 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond, Virginia.

BOARD MEMBERS

PRESENT: Florence Jones-Clarke, R.N., M.S., Vice President
Brenda L. Hale, R.N.
John M. Horn, L.P.N.
Judith E. Piersall, R.N., B.S.N.
Patricia M. Selig, R.N., F.N.P., Ph.D.

BOARD MEMBER

ABSENT: Woody B. Hanes, R.N., M.S.N., F.N.P.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Jodi P. Power, R.N., J.D., Deputy Executive Director, Nurse Aide Registry Manager
Brenda Krohn, R.N., M.S. Deputy Executive Director, Medication Aide Registry Manager
Amy Davis, Administrative Assistant

OTHERS PRESENT: Ishneila Moore, Assistant Attorney General
Students from Lynchburg College, Massanutten Technical Center, Chesterfield School of Practical Nursing, Piedmont Virginia Community College.

ESTABLISHMENT OF

A QUORUM: With five members of the Board present, a quorum was established.

FORMAL HEARING: **Cynthia A. Walton, R.N. Reinstatement Applicant 0001-133485**
 Ms. Walton appeared, represented by Jack W. Burtch, Jr., Attorney.

Mary Beth Shelton, Adjudication Specialist, represented the Commonwealth. Ishneila Moore, Assistant Attorney General was legal counsel for the Board. L. Diane Paarfus, court reporter, recorded the proceedings.

Vicky Fox, Senior Investigator, Department of Health Professions, Scott, Williamson, Administrator, The Laurels of Willow Creek; Ann Gail, Director of Nursing, The Laurels of Willow Creek; Vicky Furr, R.N., MCV Hospital; Jackie Bishop, R.N., M.C.V.; Brenda Clark, R.N., M.C.V. were present and testified.

CLOSED MEETING: Ms. Hale moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 2:21 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Walton. Additionally, Ms. Hale moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 2:51 P.M.

Ms. Hale moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Ms. Piersall moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Shelton and amended by the Board. The motion was seconded and carried unanimously.

Ms. Hale moved that the Board of Nursing reinstate the professional nursing license of Cynthia Walton contingent upon receipt of verification of completing two National Council of State Boards of Nursing courses: Ethics of Nursing Practice; and Professional Accountability and Legal Liability for Nurses. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

FORMAL HEARING: **Celestine McKinnon, C.N.A. Reinstatement Applicant 1401-086334**
 Ms. McKinnon appeared, accompanied by her friend and coworker, Rosa Lopez.

Mary Beth Shelton, Adjudication Specialist, represented the Commonwealth. Ishneila Moore, Assistant Attorney General was legal counsel for the Board. L. Diane Paarfus, court reporter, recorded the proceedings.

John Turner, Senior Investigator, Department of Health Professions; Tonya Johnson, C.N.A., Pinewood Inn; Gladys Stokes, LPN, former employee at Pinewood Inn were present and testified.

CLOSED MEETING: Ms. Hale moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 3:40 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. McKinnon. Additionally, Ms. Hale moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and approved unanimously.

RECONVENTION: The Board reconvened in open session at 4:04 P.M.

Ms. Hale moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and approved unanimously.

Dr. Selig moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Shelton and amended by the Board.

The motion was seconded and carried unanimously.

Ms. Hale moved that the Board of Nursing deny reinstatement of the nurse aide certificate of Celestine McKinnon and revoke the right to renew the certificate based on a finding of abuse.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 4:06 P.M.

RECONVENTION: The Board reconvened at 4:15 P.M.

FORMAL HEARING: **Lisa A. R. Ames, C.N.A. 1401-073189**

Ms. Ames did not appear.

Amanda Mitchell, Adjudication Specialist, represented the Commonwealth. Ishneila Moore, Assistant Attorney General, was legal counsel for the Board. L. Diane Paarfus court reporter, recorded the proceedings.

Patricia Hart-Byers, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Hale moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 4:39 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Ames. Additionally, Ms. Hale

moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 4:47 P.M.

Ms. Hale moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Dr. Selig moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Mitchell and amended by the Board.

The motion was seconded and carried unanimously.

Mr. Horn moved that the Board of Nursing revoke the nurse aide certificate of Lisa A.R. Ames with a finding of abuse and neglect.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Ms. Power left the meeting.

FORMAL HEARING:

Darcy L. Pletcher, R.N. Reinstatement Applicant 0001-192811

Ms. Pletcher appeared.

LaRhonda Carter, Adjudication Specialist, represented the Commonwealth. Ishneila Moore, Assistant Attorney General, was legal counsel for the Board. L. Diane Paarfus, court reporter, recorded the proceedings.

Vicky Fox, Senior Investigator, Department of Health Professions; Martha Ann Spruill, Case Manager, Health Practitioners Intervention Program were present and testified.

CLOSED MEETING:

Ms. Hale moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 5:26 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Pletcher. Additionally, Ms. Hale moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 5:41P.M.

Ms. Hale moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public

business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Dr. Selig moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Carter and amended by the Board.

The motion was seconded and carried unanimously.

Ms. Piersall moved that the Board of Nursing reinstate the license of Darcy Pletersek and continue the suspension, but stay the suspension contingent upon continued compliance with her recovery monitoring contract with the Health Practitioners Intervention Program.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 5:47 P.M.

RECONVENTION: The Board reconvened at 5:56 P.M.

FORMAL HEARING: **Sheila Stoots, L.P.N. Reinstatement Applicant 0002-043393**
Ms. Stoots appeared.

LaRhonda Carter, Adjudication Specialist, represented the Commonwealth. Ishneila Moore, Assistant Attorney General was legal counsel for the Board. L. Diane Paarfus, court reporter, recorded the proceedings.

Patricia Sheehan, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING: Ms. Hale moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(28) of the *Code of Virginia* at 6:22 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Stoots. Additionally, Ms. Hale moved that Ms. Douglas, Ms. Krohn, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 6:35 P.M.

Ms. Hale moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Piersall moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Carter and amended by the Board.

The motion was seconded and carried unanimously.

Ms. Hale moved that the Board of Nursing reinstate the license of Sheila Stoots to practice practical nursing contingent upon receiving verification of completing the National Council of State Boards of Nursing courses: Ethics of Nursing Practice; and Professional Accountability and Legal Liability of Nurses. Upon successful completion, Ms. Stoots will be issued a single state license valid in Virginia only. The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 6:40 P.M.

Florence Jones-Clarke, R.N., M.S.
Vice President